

U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

DAVID WYNDON

CIVIL ACTION NO. 04-2185

VERSUS

SECTION "P"

ROBERT TAPIA

JUDGE DRELL

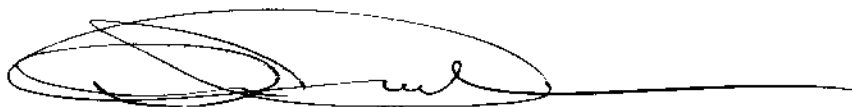
MAGISTRATE JUDGE KIRK

JUDGMENT

For the reasons stated in the Findings and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, determining that the findings are correct under the applicable law, and considering the objections to the Findings and Recommendation in the record;

IT IS ORDERED that plaintiff's civil rights action is DISMISSED WITH PREJUDICE as frivolous and as failing to state a claim upon which relief may be granted under 28 U.S.C. §1915(e)(2)(B)(i) and (ii).

THUS DONE AND SIGNED, in chambers, in Alexandria, Louisiana, on this 21<sup>st</sup> day of MARCH, 2005.



DEE D. DRELL  
UNITED STATES DISTRICT JUDGE